

Attorney Docket No.: 944-3.79
Serial No.: 09/912,227

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named inventor: Seppo O. Hämäläinen
Serial No.: 09/912,227
Filed: July 24, 2001
Title: METHOD FOR DETERMINING WHETHER TO PERFORM
LINK ADAPTATION IN WCDMA COMMUNICATIONS
Group Art Unit: 2661
Examiner: Brian D. Nguyen

Supplementary Amendment to Accompany Filing of RCE

Via Facsimile to 571-273-8300 (and also 571-273-3084)

FOR ENTRY

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The following is a further amendment of the claims to accompany the filing of the RCE filed in response to the final Office action mailed 13 May 2005.

***If any fee and/or extension is required in addition to any enclosed herewith, please charge Account No. 23-0442.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

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Date: Sept. 29, 2005
Adjustment date: 12/01/2005 SDIRETH1
10/03/2005 CCHAU1 00000094 230442 09912227
01 FC:1202 450.00 CR
02 FC:1201 2400.00 CR

Sue Maher
Signature
Sue Maher/Annmarie Maher
(Type or print name of person certifying)

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Re Application of: Seppa Hämäläinen : Examiner: Brian D. Nguyen
 Serial No.: 09/912,227 : Art Unit: 2661
 Filed: July 24, 2001 : Attorney Docket No.: 944-003.79
 For: *METHOD FOR DETERMINING WHETHER TO PERFORM LINK ADAPTATION ...*

US PATENT & TRADEMARK
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REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

This is a request for a refund, with respect to the charge of \$2,850.00 to Deposit Account 23-0442 for the above-referenced application. The overcharge was for additional claims filed with a supplemental amendment on September 29, 2005. The supplemental amendment includes a total of 29 claims, 15 being independent. We previously paid for 6 excess claims and 8 excess independent claims with an amendment filed January 28, 2005 (check number 27372). Therefore, the amount owed with the September 29, 2005 supplemental amendment is \$950.00 for 3 new claims beyond 20, i.e. 9 excess claims minus the 6 previously paid for, and for 4 more independent claims beyond 3, i.e. 12 excess independent claims minus the 8 previously paid for.

Please refund our deposit account 23-0442 in the amount of \$1,900.00. If you have any questions, please contact the undersigned.

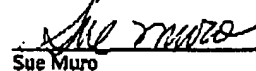
Respectfully submitted,



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I hereby certify that this paper (along with any paper referred to as being attached) is being transmitted via facsimile on February 18, 2004 to: Mail Stop Assignment Recordation Services, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attn: Theresa Frederick, Examiner - 703-306-3995.


 Sue Muro

09.24.2005
 Date

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